IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE TWENTY SIXTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE B. SUDERSHAN REDDY

and
THE HON'BLE MR JUSTICE C.V.RAMULU

WRIT PETITION NO : 11935 of 1997

Between:

P.Rama Rao, S/o. Chanchaiah.
M/s. Southern Granties & Minerals, Ongole.

..... PETITIONER

AND

1 The Commercial Tax Officer No.II, FAC.,
Nellore.
2 The Appellate Deputy Commissioner (CT).,
Guntur.
3 The Additional Commissioner (CT) & Joint

Commissioner(Legal), Andhra Pradesh, Hyderabad.
4 The Joint Commissioner & Additional Commissioner of

Commercial Taxes (Enft.), Hyderabad.
5 The Commissioner of Commercial Taxes,
Hyderabad.
6 The Deputy Commercial Tax Officer-II,
Ongole.
7 The Principal, Commercial Tax Staff College,
Andhra Pradesh, Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue a Writ of Certiorari or any other appropriate writ or order or direction to quash

the assessment order of the 1st respondent dated 05/10/1996 for the assessment year 1990-91 (C.S.T.), declaring it to be illegal and arbitrary or in the alternative restrain the sales tax authorities from collecting the disputed tax of Rs.16,84,852/- for the assessment year 1990-91 (C.S.T.)., pursuant to the order of the 1st Respondent dated 05/10/1996 unbtil disposal of the appeal by the 2nd Respondent and in the event of dismissal by him till the disposal of 2nd appeal by the Tribunal and pass such other order or orders as this Hon'ble Court may deem fit and proper in the circumstances of the case.

Counsel for the Petitioner: Mr.P.Srinivas Reddy.

Counsel for the Respondents: SPL GP FOR TAXES.

The Court made the following:

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THE HON'BLE MR. JUSTICE B. SUDERSHAN REDDY

AND

THE HON'BLE MR. JUSTICE C.V. RAMULU

WRIT PETITION NO. 11935 OF 1997

ORDER: (per Sri B. Sudershan Reddy, J)

It is stated by the learned counsel for the petitioner that in view of dismissal of the appeal preferred by the petitioner, no further cause in this writ petition survives requiring any adjudication as such.

The Writ Petition shall accordingly stand dismissed. No order as to costs.

(B. Sudershan Reddy, J)

26-04-2005

(C.V. Ramulu, J)

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To

1 The Commercial Tax Officer No.II, FAC.,
Nellore.
2 The Appellate Deputy Commissioner (CT).,
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Andhra Pradesh, Hyderabad.

8. Two CCs to the Special Government Pleader for Taxes, High

Court of Andhra Pradesh, Hyderabad (OUT).

9 Two CD copies.